

01/27/2009

PATENT

**RESPONSE UNDER 37 C.F.R. 1.116 - EXPEDITED  
PROCEDURE - EXAMINING GROUP 1638**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.: 10/032,717 Confirmation No.: 5409  
Applicant(s): Abad *et al.*  
Filed: October 23, 2001  
Art Unit: 1638  
Examiner: Kubelik, Anne R.  
Title: GENES ENCODING NOVEL BACILLUS THURINGIENSIS PROTEINS  
WITH PESTICIDAL ACTIVITY AGAINST COLEOPTERANS

Docket No.: 035718/237005  
Customer No.: 29122

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL UNDER 37 CFR § 1.116**

Sir:

In response to the Final Office Action dated October 24, 2008, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims beginning on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.